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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 5736/2026, CM APPL. 28224/2026, CM APPL.
28225/2026 & CM APPL. 28226/2026

DELHI TRANSPORT CORPORATION (DTC)Petitioner
Through: Ms. Manisha Singh, Mr.
George Pothan Poothicote, Mr. Kanav
Khatana, Ms. Ojeswita Singh, Ms. Jyoti
Singh and Ms. Swati Yadav, Advs.

versus

ASHISH KUMAR & ORS.Respondents
Through: Mrs. Avnish Ahlawat, SC with
Mr. N.K. Singh, Ms. Aliza Alam and Mr.
Mohnish Sehrawat, Advs. for R-2 & 3

CORAM:
HON'BLE MR. JUSTICE C. HARI SHANKAR
HON'BLE MR. JUSTICE OM PRAKASH SHUKLA

% **ORDER**
28.04.2026

CM APPL. 28225/2026 (Exemption)

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

W.P.(C) 5736/2026

3. By the impugned order, the Central Administrative Tribunal¹ has directed the petitioner to appoint Respondent 1 from the waitlist

¹ "Tribunal" hereinafter



after the expiry of the life of the waitlist even in a situation in which, Respondent 1 had clearly stated that the inability to operate the waitlist was owing to the process of filling the forms from the list of selected candidates being underway. Without examining the legitimacy of this contention, the Tribunal has directed the DTC to operate the waitlist even after the waitlist has expired.

4. In the circumstances, issue notice to show cause as to why rule *nisi* be not issued.

5. Let notice be served on Respondent 1 through learned Counsel who appeared on his behalf before the Tribunal.

6. Notice is accepted on behalf of Respondents 2 and 3 by Mr. N.K. Singh.

7. Counter-affidavit, if any, be filed within four weeks with advance copy to learned Counsel for the petitioner, who may file rejoinder thereto within four weeks thereof.

8. List on 17 August 2026.

CM APPL. 28224/2026 (Stay)

9. Issue notice.

10. Let notice be served on Respondent 1 through learned Counsel who appeared on his behalf before the Tribunal.



11. Notice is accepted on behalf of Respondents 2 and 3 by Mr. N.K. Singh.

12. Reply, if any, be filed within four weeks with advance copy to learned Counsel for the petitioner, who may file rejoinder thereto within four weeks thereof.

13. Re-notify on 17 August 2026.

14. Till the next date of hearing, there shall be a stay of operation of the impugned judgment of the Tribunal.

CM APPL. 28226/2026 (Additional Documents)

15. Re-notify on 17 August 2026.

C.HARI SHANKAR, J

OM PRAKASH SHUKLA, J

APRIL 28, 2026/AR